

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----  
PEI LICENSING, INC and PERRY ELLIS  
INTERNATIONAL EUROPE LIMITED,

Plaintiffs,

-against-

J.A. BESNER & SONS, LTD. AND J.A. BESNER &  
SONS (USA) LTD.,

Defendants.

-----X

596.15

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 12/20/2007

Civil Action No.  
07 CV 11084 (SHS)

**STIPULATION TO  
REMAND**

-----X

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for Plaintiffs and Defendants to the above entitled action, that this matter having come before the Court on Defendant J.A. Besner & Sons (USA) Ltd.'s ("Besner (USA)") Notice of Removal, filed December 7, 2007, this matter be remanded to the Supreme Court of the State of New York, New York County, under the state court action still pending under Index No. 603434/07, as of the date of the filing of this Stipulation.

Dated: New York, New York  
December 10, 2007

DREIER LLP

By:

Ira S. Sacks, Esq.  
Melanie J. Sacks, Esq.  
499 Park Avenue  
New York, New York 10022  
Phone: (212) 328-6100  
Facsimile: (212) 328-6101

*Attorneys for Plaintiffs*  
*PEI Licensing, Inc. and Perry Ellis*  
*International Europe Limited*

MEISTER SEELIG & FEIN LLP

By:

Jeffrey A. Kimmel, Esq. (JK 0584)  
Racquel Crespi Weintraub (RW 1614)  
2 Grand Central Tower  
140 East 45<sup>th</sup> Street, 19<sup>th</sup> Floor  
New York, New York 10017  
(212) 655-3500

*Attorneys for Defendant*  
*J.A. Besner & Sons (USA) Ltd.*

It is so Ordered this 10<sup>th</sup> Day of December, 2007

U.S.D.J., Southern District of New York

15